



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of : **Confirmation No. 7809**
Herman WALDMANN et al. : Docket No. 2001_0699
Serial No. 09/125,460 : Group Art Unit 1642
Filed August 19, 1998 : Examiner Larry R. Helms
ANTIBODY VARIANTS **Mail Stop: AF**

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby appeal to the Board of Patent Appeals and Interferences from the decision dated August 13, 2004 of the Primary Examiner finally rejecting claims 26-29, 31-35, 37-58, 60-69 and 73-75.

- (X) A timely response to the final rejection has been filed.
- (X) The extension fee of \$1,020.00 for a three month extension of time is submitted with the attached Petition for Extension of Time.
- (X) The Appeal Fee of ☒ \$500.00 (other than Small Entity)
☐ \$225.00 (Small Entity)
- (X) is enclosed.
- ☐ is to be charged to Deposit Account No. 23-0975. The original and two copies of this sheet are enclosed.
- ☐ Small entity status of this application is established by the verified statement under 37 CFR 1.9 and 1.27 which
- ☐ is enclosed.
- ☐ has been previously submitted.

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() The Appeal Fee is not required since it was paid in a prior appeal.

Respectfully submitted,

Herman WALDMANN et al.

THE COMMISSIONER IS NOT AUTHORIZED
TO CHARGE ANY DEFICIENCY IN THE
FEES FOR THIS PAPER TO DEPOSIT
ACCOUNT NO. 23-0975

By


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